

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

DOCKET# _____
U.S. DISTRICT COURT
WEST DIST. OF WISCONSIN

OCT 15 2008

UNITED STATES OF AMERICA

v.

ROGER SMITH,

Defendant.

)
)
)
) Case No. 08-CR-34-C-01
)
)
)
)

FILED
THERESA M. OWENS, CLERK
CASE# _____

ORDER FOR DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure and by leave of court endorsed hereon, the United States Attorney for the Western District of Wisconsin hereby dismisses, without prejudice, Count 3 against defendant Roger Smith.

Dated this 7th day of October 2008.

Respectfully submitted,

ERIK C. PETERSON
United States Attorney

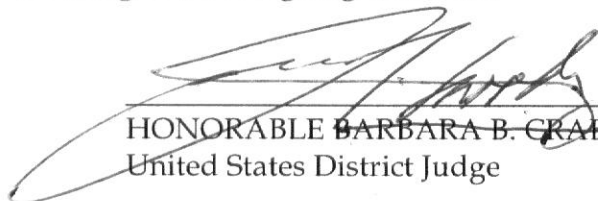
By:

/s/

JOHN W. VAUDREUIL
Assistant U. S. Attorney
Chief of Criminal Division

Leave of court is granted for the filing of the foregoing dismissal.

HONORABLE BARBARA B. CRABB
United States District Judge

 James T. Moody

Dated: 10-15-08